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16 Counsel to Howrey LLP

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18 **UNITED STATES BANKRUPTCY COURT**
19 **NORTHERN DISTRICT OF CALIFORNIA**
20 **SAN FRANCISCO DIVISION**

21 In re

22 Howrey LLP,

23 Alleged Debtor.

Case No. 11-31376-DM

(Involuntary Chapter 7)

**STATEMENT OF HOWREY LLP
REGARDING STATUS
CONFERENCE AND DISCOVERY
SERVED BY PETITIONING
CREDITORS IN CONNECTION WITH
VENUE ISSUES**

Hearing Date: May 16, 2011
Time: 3:00 p.m.
Place: Courtroom 22
235 Pine Street, 19th Floor
San Francisco, CA 94104
Judge: Hon. Dennis Montali

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26 Howrey LLP ("Howrey"), through its counsel Wiley Rein LLP, files the following
27 Statement regarding the Request for Production of Documents ("Document Requests") and First
28 Set of Special Interrogatories ("Interrogatories" and with the Document Requests, the

1 “Discovery”) served by the petitioning creditors in this involuntary bankruptcy case with respect
2 to Howrey’s Motion To Dismiss Involuntary Petition or, in the Alternative, to Transfer Venue
3 (“Venue Motion”).

4 Much of the Discovery is unduly burdensome and unrelated¹ to the issues to be resolved
5 through the Venue Motion – whether venue is proper in this Court or if venue is proper, whether
6 the case should be transferred for the convenience of the parties or in the interests of justice.
7 Nevertheless, in order to facilitate an expeditious resolution of the Venue Motion, Howrey is
8 committed to providing the following documents² in response to the Discovery subject to the
9 entry of a protective order.³

- 10 1. Monthly Staffing Reports⁴ for the 6 months prior to April 11, 2011.
- 11 2. Balance Sheets for 6 months prior to April 11, 2011.
- 12 3. The current Accounts Payable Register.
- 13 4. Gross Monthly Payroll by office.
- 14 5. Documents reflecting the Monthly Rent at each location.
- 15 6. The current Accounts Receivable Register.
- 16 7. Fixed Asset Ledger for Northern California offices.

17 In addition, Howrey is willing to submit to a Rule 30(b)(6) deposition in the District of
18 Columbia as soon as possible following the production of these documents.

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24 ¹ Howrey will separately file formal objections to the Discovery on relevance, burden and other grounds.

25 ² Pursuant to Federal Rule of Civil Procedure 33(d) Howrey intends to respond to the Interrogatories through the production of documents.

26 ³ Howrey intends to request a protective order prohibiting dissemination of the documents produced and restricting their use to the Venue Motion.

27 ⁴ Monthly Staffing Reports provide, among other things, the number of partners (equity and non-equity), counsel, associates and other employees, including the office location where
28 each individual was resident.

1 Dated: May 16, 2011

2 Respectfully submitted,

3 WILEY REIN LLP

4 H. Jason Gold

5 Valerie P. Morrison

6 Dylan G. Trache

7 and

8 LATHAM & WATKINS LLP

9 Kimberly A. Posin

10 By: /s/ Kimberly A. Posin

11 Counsel to Howrey LLP

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